

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF ILLINOIS

IN RE: JOSEPH W. DIEKEMPER and
MARGARET A. DIEKEMPER,

Debtors

ROBERT E. EGGMANN, in his official
capacity as Trustee of the Estate of Joseph W.
Diekemper and Margaret A. Diekemper,

Plaintiff,

v.

JAMES RICHARD MEYERS, LEFEVRE,
OLDFIELD, MYERS, APKE & PAYNE
LAW GROUP LTD., JOSEPH W.
DIEKEMPER, MARGARET A
DIEKEMPER, and RAY L. HOLCOMB,

Defendants.

Case No. 08-cv-757-JPG

MEMORANDUM AND ORDER

This matter comes before the Court on Defendants's Motion to Withdraw the Reference (Doc. 1) contending that this matter is more properly before the district court than the bankruptcy court. Plaintiff has filed a response asserting that he does not object to the withdrawal of the reference (Doc. 2). The Court, being fully advised in the premises, and for good cause shown, GRANTS Defendants's Motion (Doc. 1) and withdraws the reference of this matter from the bankruptcy court.

IT IS SO ORDERED.

DATED: October 30, 2008

s/ J. Phil Gilbert
J. PHIL GILBERT
DISTRICT JUDGE